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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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12 EPITOMICS, INC.,

13 Plaintiff,

14 v.

15 CELL SIGNALING TECHNOLOGY, INC.,

16 Defendant.
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Case No. C 07-5275 MMC

STIPULATED ORDER OF
DISMISSAL WITH PREJUDICE

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19 Pursuant to Rule 41(a), Fed. R. Civ. P, and subject to approval by the Court,

20 IT IS HEREBY STIPULATED AND AGREED by and between Epitomics, Inc. and Cell
21 Signaling Technology, Inc., through their undersigned attorneys of record and in accordance with
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1 the terms of the parties' settlement, that this action and all claims and counterclaims therein be
2 dismissed with prejudice, with each party to bear its own attorneys' fees and costs of suit.

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4 Respectfully submitted,

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6 February 3, 2009

By: /s/ Matthew I. Kreeger

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Attorneys for Plaintiff
EPITOMICS, INC.

10
11 February 3, 2009


By: /s/ Linda E. Rost

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ROPES & GRAY LLP

Attorneys for Defendant
CELL SIGNALING TECHNOLOGY, INC.

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17 Pursuant to Stipulation, **IT IS SO ORDERED.**

18 Dated: February 3, 2009

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Honorable Maxine M. Chesney
United States District Judge